

Municipal Building, Harmony, NJ, April 6, 2004.
7:30 p.m.

- Regular
Preside The regular meeting of the Township Committee of Harmony Township Warren County, New Jersey was called to order by Mayor Louis G. Mattei. Mayor Mattei made the following announcement: Adequate notice of this meeting was given in accordance with the Open Public Meetings Act by providing a notice of the meeting to The Star-Gazette and The Express-Times, posting a copy thereof on the Township bulletin board and filing a copy thereof in the office of the Municipal Clerk. The Pledge of Allegiance to the American Flag was led by Mayor Mattei.
- Roll call Present were Mayor Louis G. Mattei, Committeeman John H. Burdge, Committeewoman Abigail Postma, Municipal Attorney William R. Edleston, Engineer Nevitt Duveneck and Zoning/Code Enforcement/Public Officer John S. Fritts.
- Engineer s Engineer Nevitt Duveneck reported on the following: (1) Rotundi/Harmony Compost site. No meeting date scheduled yet, he noted they are going to Warren County Solid Waste Advisory Board for an expansion. Reeder Road is a concern, he mentioned how White Township took Nature s Choice to court for road improvement fees. (2) FEMA Flood Mitigation grant project does not meet the criteria under a cost benefit analysis because of additional costs to elevate the homes. FEMA wants a letter to withdraw application, they said it would not affect future applications. (3) Mason Dump Truck prices came in below original costs reported. The truck would have to be ordered by April 20th for delivery to be guaranteed. Jim Fox went to Warnock to inspect an outfitted truck. Action should be taken soon on this matter if the committee is going to consider ordering a truck. (4)NJDOT guiderail improvement plans are done. Preconstruction meeting has been set. (5) The NFIP biennial report is complete, the number of flood plain permits have been received by Code Enforcement. (6) The Tjalma farmland preservation survey is almost complete. Attorney Edleston asked Nevitt what the developable land will be on the Tjalma farm. Nevitt will figure out the net developable once survey is complete. Attorney Edleston noted at that time a meeting with the Tjalmas and Gil Greene should be set up to discuss the price differences. (7) Engineer Duveneck reported their office received a call from Mark Peddigrew of the Crompton Corporation asking if there was just 4 barrels at the Witco site that needed to be removed. We will be receiving a letter from them on this issue. (8) Nevitt reported he met with Jim Fox to review a stormwater drainage problem on Ridge Road. He recommended installing an inlet by Dave Steel s driveway and pipe down the roadway. Reprofilng could be accomplished during the paving program. Committeeman Burdge asked if there was any stormwater regulations that should be addressed. Nevitt will check with Doug Mace on the subdivision requirements before we spend any money. Nevitt also reported there was a rock wall on Ridge Road creating a problem with drainage. Deed research needs to be done and a map developed to locate boundaries of properties to find out if it is in the township s right of way. (9) The Township s RFA has been processed and approved. The engineer s office will begin assessing the level of work required to comply with the new stormwater regulations. No grant information has been received yet. (10) Only two quotes for the clean up day were received by Raritan Valley Disposal and Gary Gray Disposal. Nothing was received from Waste Management. Raritan Valley was recommended as the low bidder for clean up day on May 7th and 8th. (11) The 2004 Road Resurfacing Program will be ready for award at the May meeting.

Moved by Mattei, seconded by Burdge to authorize Nevitt Duveneck to write a letter of withdrawal for our FEMA grant. Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

Moved by Mattei, seconded by Postma to authorize \$45,000 from the capital improvement fund to purchase a Mason Dump Truck from Warnock Fleet per State Contract Pricing as recommended. Roll Call: Ayes: Mattei, Postma, Burdge. Nays: none.

Moved by Burdge, seconded by Mattei to authorize Nevitt Duveneck to locate road right always on Ridge Road to determine if rock wall falls within the Townships right away. Roll Call: Ayes: Burdge, Mattei, Postma. Nays: none.

Moved by Burdge, seconded by Postma to approve the Engineer s report as submitted. Roll Call: Ayes: Burdge, Postma, Mattei. Nays: none.

Road Supervisor The Road Supervisor s daily work report for the month of March was reviewed.

Moved by Burdge, seconded by Postma to approve Road Supervisor Fox s daily work schedule report as presented for the month of March. Roll Call: Ayes: Burdge, Postma, Mattei. Nays: none.

Zoning Officer The Zoning Officer s report for the month of March was reviewed and included the following items. (1)Met with a client regarding the McCormick s flooring Structure and the options for use, (2) Louis Banca received a zoning permit for a 20 x18 rear addition, (3) Brainards water company representative visited office to discuss site plan criteria to remove existing water tower and install a modern tank, (4)Spoke with Denny Losco about installing a fence on his property and how close it could be, (5) Chris Gubitosi received a zoning permit to install a 24 x 40 garage, (6) LTS builders called about the zoning for block 21, lot 29.01, (7) Cindy McConnell requested the section of the code for the variance of building in the front yard setback, (8) Larry Smith called about Block 45, lots 2, 3, 24, (9) Sherri inquired about block 35, lot 1, a two lot subdivision, (10) Robert Hawk was issued a zoning permit for a 10 x 20 wood shed, (11) Nancy Weems was issued a zoning permit for an above ground pool, (12) Gina called about the number of dogs and fence location, (13) Fred Baker inquired about Block 20 Lot 5 and Block 18 Lot 8, (14) Elizabeth Miller inquired about building on Swamp Road, a wet land determination is required, (15) Fred Rubin received a denial for a house because of lack of septic and well permit approvals, (16) Becki Gisul, an appraiser, called about the zone and setbacks for block 17, lot 12.02, (17) Visited the site at Harkers Hollow court for driveway slope, (18) Courtney inquired about a chicken coup and number of egg laying hens, (19) LTS builders received a zoning permit for a house on Harmony Brass Castle Road, (20) Ronni Kosa inquired about building a second story addition along Hutchinson River Road, the addition would be above the flood plain, (21) Tammy Garrett requested to locate a shed to sell produce. Applicant is to apply to the land use board for site plan approval, owner will not necessarily sell products raised from the farm, (22) James Cocheck was appraising property in the AR-200 zone, (23) The McCormick flooring property was discussed about the properties use, a site plan is required, (24) Joe Kospa, appraiser, inquired about property on Wester Road.

Mayor Mattei requested the Zoning Officer to send letters regarding the excessive junk and litter at the Heeres property on Harmony Station Road, and other properties along Reeder Road and River Road.

Moved by Mattei, seconded by Burdge to accept the Zoning Officers report. Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

Consent Agenda Moved by Mattei, seconded by Postma to approve the consent agenda items that included the following:

Animal Control Officer Report which included; (1) A cat stuck in the gutter at 9 Foul Rift Road, (2) Caught a loose chocolate lab on Belvidere Road and took to Vet, (3) Licensing and Banking, (4) total hours 4, mileage 22 miles, licenses 50.

Court Administrator Kera Charles report which included; (1) Traffic Matters-34 new complaints, 22 dispositions, 42 pending cases, (2) Criminal Matters-11 new complaints, 11 dispositions, 25 pending cases, (3) \$25.00 bail collected, \$200.00 bail dispersed, (4) total general funds collected \$3,599.00, (5) 4 court sessions.

Harmony Township Historic Preservation Commission meeting minutes of March 1, 2004.

Tax Collector Joe Hriczak s report for the month of March which included; (1) 2003 year to date taxes in the amount of \$58,393.92, (2) current year taxes in the amount of \$2,072,76.57.

Chief Financial Officer Betty Dobe s report for the month of March which included; (1) checking account balance of \$20,839.02, (2) Money Market Account \$41,239.05, (3) PNC Gov t Money Mkt Account \$881,443.92, (4) Federal Reserve Bank of NY T-Bill \$500,000.00 and \$750,000.00, (5) State of NJ Cash Management Fund \$1,122,325.98, (6) Peapack-Gladstone Bank-Capital Fund checking account \$25,000.82 and tiered account \$420,604.09, (7) interest earned to date \$7,879.75.

Approval of vouchers submitted as follows:

| Check # | Description | Amount |
|---------|--------------------------------|------------|
| 9616 | Postmaster | 296.00 |
| 9617 | State of NJ | 100.00 |
| 9618 | William R. Edleston, Esq. | 2,974.25 |
| 9619 | Waste Management | 516.11 |
| 9620 | JCP&L | 610.80 |
| 9621 | NJSHBP | 2,798.90 |
| 9622 | Harkers Hollow Golf Club | 2,638.58 |
| 9623 | Scott Dow | 3,322.00 |
| 9624 | International Healthcare, Inc. | 37.00 |
| 9625 | Agway Energy Products | 677.51 |
| 9626 | Allied Oil | 478.68 |
| 9627 | High Bridge Salt | 2,159.57 |
| 9628 | Performance Tire Co., Inc. | 56.00 |
| 9629 | Harmony Township Fire Co. | 30,068.09 |
| 9630 | Ahart, Frinzi & Smith | 96.00 |
| 9631 | NJ League of Municipalities | 65.00 |
| 9632 | Jiorle s Office Supplies | 56.77 |
| 9633 | Jiorle s Office Supplies | 113.51 |
| 9634 | AT&T | 130.91 |
| 9635 | Washington s Camera Hdqtrs. | 10.78 |
| 9636 | Harry S. Pursel, Inc. | 59.90 |
| 9637 | Easton Block and Supply Co. | 39.75 |
| 9638 | Harmony Garage | 28.92 |
| 9639 | Almond Tree Manor | 80.00 |
| 9640 | Finelli Consulting Engr. | 3,721.00 |
| 9641 | Peapack-Gladstone Bank | 125,000.00 |
| 9642 | Fox Bros. Alarm Services, Inc. | 714.00 |
| 9643 | Frank I. McLain, Jr. | 15.00 |
| 9644 | NAPA Auto Parts | 288.52 |
| 9645 | Harmony Sand and Gravel, Inc. | 487.50 |
| 9646 | Powerco, Inc. | 271.83 |
| 9647 | Feibach s Welding | 65.00 |
| 9648 | Joseph Shandor, Sr. | 50.00 |

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|------|---------------------------------|----------|
| 9649 | Home Depot | 86.66 |
| 9650 | Gann Law Books | 319.50 |
| 9651 | National Drug Screen, Inc. | 66.67 |
| 9652 | White Glove Treatment | 130.00 |
| 9653 | Verizon | 389.53 |
| 9654 | General Code Publishers Corp. | 215.58 |
| 9655 | Precast Manufacturing Co. | 330.00 |
| 9656 | Anchor Concrete Products | 118.80 |
| 9657 | Harmony Hardware | 134.50 |
| 9658 | AT&T Wireless Service | 193.92 |
| 9659 | Fromm Electric Supply | 54.30 |
| 9660 | Pollution Control Financing | 730.60 |
| 9661 | Seely Equipment & Supply Co. | 885.00 |
| 9662 | Warren Materials | 638.40 |
| 9663 | Harmony Sand & Gravel | 526.87 |
| 9664 | Vianini Pipe, Inc. | 636.00 |
| 9665 | Robert H. Crawford | 240.00 |
| 9666 | Harmony Twsp. Bd. Of Ed. | 223.84 |
| 9667 | NJ Dept. of Health/Sr. Services | 406.40 |
| 9668 | Vital Services Group | 100.00 |
| 9669 | Tropicana Casino Resort | voided |
| 9670 | NJEPA | 50.00 |
| 9671 | Warren County League of Mun. | 20.00 |
| 9672 | Leggette, Brashears & Graham | 18.17 |
| 9673 | Ann Viebrock | 32.77 |
| 9674 | Mace Consulting Engr. | 7,350.90 |
| 9675 | Township of Randolph | 1,000.00 |
| 9676 | Ardito & Co., LLP | 3,950.00 |
| 9677 | Municipal Software | 1,527.00 |
| 9678 | Kelley Smith | 89.02 |
| 9679 | Township of Lopatcong | 6,250.00 |
| 9680 | Swain s of Morristown | 300.00 |
| 9681 | Metrocall | 29.87 |
| 9682 | Lyn Paul Aaroe, Esq. | 2,328.50 |
| 9683 | Theresa Rogers | 10.40 |
| 9684 | Deluxe Business Forms | 60.35 |
| 9685 | Harmony Twp. Developers Escrow | 1,407.06 |
| 9686 | Boise Cascade Office Products | 172.56 |
| 9687 | State of New Jersey NJ-927 | 1,222.03 |
| 9688 | Pitney Bowes | 196.96 |
| 9689 | Tropicana Casino Resort | 270.00 |
| 9690 | Keystone Business Products | 959.48 |
| 9691 | Storr Tractor Company | 969.82 |
| 9692 | PA Department of Revenue | 162.18 |
| 4674 | Bonnie-Marie Dakis | 408.98 |
| 4675 | James Fox | 1,727.92 |
| 4676 | Randy Hoffman | 1,191.67 |
| 4677 | Frank I. McLain, Jr. | 1,411.62 |
| 4678 | Kelley D. Smith | 908.74 |
| 4679 | Bonnie-Marie Dakis | 427.44 |
| 4680 | James Fox | 3,361.52 |
| 4681 | Randy Hoffman | 1,646.97 |
| 4682 | Payroll-Voided | voided |
| 4683 | Kelley D. Smith | 1,198.47 |
| 4684 | Frank McLain | 2,225.75 |
| 4685 | J.Richard Collins | 336.08 |
| 4686 | Mary E. Dobes | 1,556.48 |
| 4687 | John S. Fritts | 711.01 |
| 4688 | Joseph Hriczak | 1,322.21 |
| 4689 | Richard J. Motyka | 1,132.02 |

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|------|---------------------------------|----------|
| 4690 | Ann D. Viebrock | 651.63 |
| | Debit Memo-EFTPS | 1,233.98 |
| | Debit Memo-EFTPS | 2,331.32 |
| | Debit Memo-EFTPS | 6,168.40 |
| 1006 | Finelli Consulting Engr. | 3,741.75 |
| 3199 | Finelli Consulting Engr. | 565.75 |
| 3200 | Harmony Twsp. General Fund | 184.75 |
| 3201 | Lyn Paul Aaroe, Esq. | 2,303.20 |
| 3202 | Mace Consulting Engineers, P.C. | 3,213.50 |
| 1033 | Finelli Consulting Engineers | 3,112.25 |

R:04-28

New Jersey Department of Transportation
Local Aid Projects Recommendation of Award State Aid Project

BeBe it resolved, that on February 3, 2004 tthat on February 3, 2004 the Townsh TownshipTownship of Harmony adopted Resolution No. R-04:13 which recommended to tTownshi JerseyJersey Department of Transportation that the base bid contractJersey Department of ConstructionConstruction ProjConstruction Project, iConstruction Project, in the Township of H HHighwayHighway Safety Systems, Inc., P.O. Box 591, 5 South 3rd Street, Hammonton, Stree JerseyJersey in the amount of \$75,000.00 under the 2004 Morris CoJersey in the amount of S ContractContract Prices, subject to the approval by the Commissioner of the DeContract Price Transportation, and

BeBe it further resolved, that the New Jersey Department of TransBe it further resolve requestedrequested threquested that if the prerequested that if the project is to be awarded under the CoContractContract that the bid be based on the individual guide rail bid prices as contained in Co MorrisMorris County Cooperative Bid Contract #26 with HighMorris County Cooperative Bid Co include the following items and prices:

| <u>Item</u> | <u>Price</u> |
|--|-----------------|
| Galvanized steel beam guide rail (12 feet, 6 post spacing,) installed | \$10.00/per ft. |
| Galvanized steel beam guide rail (6 feet, 3 post spacing,) installed | \$11.00/per ft. |
| Galvanized flared safety ends, installed: | \$10.00/per ft. |
| Weathering steel flared safety ends, installed | \$30.00/per ft. |
| Slotted guide rail terminals, installed: | \$1,300.00/each |
| extruder terminals, installed: | \$2,000.00/each |
| Controlled release terminals, installed: | \$750.00/each |
| Controlled release terminal anchorages, installed: | \$750.00/each |
| Telescoping guide rail end terminals, installed: | \$3,500.00/each |
| Additional items: | |
| Price for each extra length post when required For side slope installation | \$50.00/each |
| Price per foot for the replacement of old Existing beam guide rail and posts | \$13.00/per ft. |
| Price per foot for the installation of weathering Steel (brown) beam guide rail (6 , 3 post spacing) | \$11.00/per ft. |
| Price per foot for the installation of additional Beam guide rail posts (when needed to strengthen the rail) | \$10.00/per ft. |

Mayor s Fax Advisories; NJ State League of Municipalities

- 3ÿÿRequest of support for Smoking Regulations; sample resolution included
- 4ÿÿ State-Local Property Tax Summit Registration
- 5ÿÿ Same Sex Marriage in NJ
- 6ÿÿ League Marketing Seminar, Smart Growth and Your Community: Current Initiatives for Future Generations
- 7ÿÿ Schedule for the Cross Acceptance Process
- 8ÿÿ Update on Affordable Housing and Extends COAH Certification Litigation
- 9ÿÿ State-Local Property Tax Summit (April 16, 2004)
- 10ÿÿTransfer of Development Rights
- 11ÿÿRequest of support for adopting a transportation funding bill; sample resolution included.
- 10. Notice on seminar for purchasing strategies for NJ local governments and school districts.
- 11. Progress on Heavy Truck Regulation

Keller & Kirkpatrick
Stormwater Regulation Program

Aqua New Jersey
Notice of Public Hearings

Township of Bordentown
Resolution concerning Property Tax Reimbursement Program

Township of Hardwick
Resolution 2004; Proposal Changes for the Strategic Growth and Transportation Plan

Township of Lopatcong
Copy of Ordinance 2004-05 concerning zoning

Township of Aberdeen
Copy of Resolution No. 2004-50 concerning property taxes

Harkers Hollow Golf Club
Thank you for selecting club for Appreciation Dinner on March 5, 2004.

Belvidere High School Project Graduation 2004
Thank you for donation

813 Harmony Station Road
A Concerned resident states that 813 Harmony Station Road has multiple ordinance violations and that the Zoning Officer reviews this matter.

O:04-03
2004
Salary
Ordina-
nance

AN ORDINANCE FIXING THE SALARIES AND WAGES OF THE TOWNSHIP OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF HARMONY, COUNTY OF WARREN AND STATE OF NEW JERSEY was called up for second reading by title only, a copy of said ordinance having been posted on the Township bulletin board, published in the Star Gazette on April 14, 2004, the official newspaper of the township, and copies made available for inspection.

Moved by Mattei, seconded by Burdge that a hearing on the ordinance be opened to the public. Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

There being no public comment, moved by Mattei, seconded by Burdge to close the public hearing. Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

Adoption

Moved by Burdge, seconded by Mattei that an ordinance entitled An Ordinance Fixing the Salaries and Wages of the Township Officials and Employees of the Township of Harmony, County of Warren and State of New Jersey appearing on pages 192-194, pass second reading and be adopted, be advertised in the Star-Gazette and become effective according to law. Roll Call: Ayes: Burdge, Mattei, Postma. Nays: none.

O:04-04
Drug Free
School
Zone

AN ORDINANCE CREATING CHAPTER 17 OF THE CODE OF THE TOWNSHIP OF HARMONY TO BE ENTITLED DRUGS was called up for second reading by title only, a copy of said ordinance having been posted on the Township bulletin board, published in the Star Gazette on April 14, 2004, the official newspaper of the township, and copies made available for inspection.

Moved by Mattei, seconded by Burdge that a hearing on the ordinance be opened to the public. Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

There being no public comment, moved by Mattei, seconded by Burdge to close the public hearing. Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

Adoption Moved by Burdge, seconded by Mattei that an ordinance entitled An Ordinance Creating Chapter 17 of the Code of the Township of Hamony to be Entitled Drugs , Appearing on pages 194-196, pass second reading and be adopted, be advertised in the Star-Gazette and become effective according to law. Roll Call: Ayes: Burdge, Mattei, Postma. Nays: none.

O:04-05
Guiderail
Construct-
ion AN ORDINANCE APPROPRIATING \$100,000.00 FROM THE CAPITAL IMPROVEMENT FUND IN CONNECTION WITH THE GUIDE RAIL CONSTRUCTION PROJECT was called up for second reading by title only, a copy of said ordinance having been posted on the Township bulletin board, published in the Star Gazette on April 14, 2004, the official newspaper of the township, and copies made available for inspection.

Moved by Mattei, seconded by Burdge that a hearing on the ordinance be opened to the public. Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

There being no public comment, moved by Mattei, seconded by Burdge to close the public hearing. Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

Adoption Moved by Burdge, seconded by Mattei that an ordinance entitled An Ordinance Appropriating \$100,000.00 from the Capital Improvement Fund in Connection with the Guide rail Construction Project pass second reading and be adopted, be advertised in the Star-Gazette and become effective according to law. Roll Call: Ayes: Burdge, Mattei,

2004
Junkyard
Permit The 2004 Junkyard License Re-inspection report prepared by Engineer Duveneck was reviewed and discussed. Engineer Duveneck reported that compliance had not been achieved at the time of the inspection on March 31, 2004. Permission from Mr. Joe Shandor, Sr. was given to inspect the facility on this date. A car crusher was in operation on the site and there were two trucks for loading on crushed cars at the time of this inspection. It was noted that there appeared to be ongoing work to remove vehicles from Lot 23, Block 47. The pit area was getting cleaned out, there looked like there was a number of cars going in and out and more being dropped off. The latest cars dropped off were not taken to the pit area, they did not want to chance getting them crushed by mistake according to the owner. Engineer Duveneck reported that the berry patch area was cleaned up significantly. He noted that when he is reviewing the junkyard operations, he refers to the current resolution that is in force. Mayor Mattei noted that he had noticed the area across the street starting to get cleaned up, but now there are more cars there. He expressed he is becoming impatient with this operation and has no more tolerance. Mayor Mattei noted that the township has paid for 3 inspections this year, which cost the taxpayers money because the total amount has surpassed the application fee of \$300.00 and he recommends denying the junkyard license. Committeeman Burdge noted that clean up is ongoing and he is undecided on the renewal decision at this time. Committeewoman Postma stated she expected better compliance with the resolution and agrees with Mayor Mattei to deny the license and recommends enforcement take place. Attorney Edleston noted that it sounds like the Township Committee feels things should be better at this time. Mr. Joe Shandor, Sr. spoke to the Committee at this time. He confirmed that Engineer Duveneck was at his business for another inspection. He stated that he has a used car dealer license and a used parts business. Mr. Shandor noted that he took in approximately 100 cars since the crusher has been on site and stated that cars are being moved and crushed. It is Mr. Shandor's opinion that the Township is trying to put him out of business. He asked how he was going to be able to sell used cars if they are down in the pit area? Zoning Officer John Fritts asked Mr. Shandor when he received his used car dealer license. Mr. Shandor replied several years ago. Mr. Fritts stated that if there is a licensed used car business at this site, then Land Use Board approval is necessary. He questioned if the used car license was really obtained to sell used cars. Attorney Edleston asked Mr. Shandor what he thinks the Committee should do. He replied that he is just trying to run a business and is not aware of any complaints in all the years he has been in business.

Moved by Mattei, seconded by Postma to deny the Shandor's Junkyard License application for the 2004 operating year until such time that the operation is in complete

compliance to be determined by the Zoning Officer and Municipal Engineer based on the previous year s resolution. Roll Call: Ayes: Mattei, Postma, Burdge. Nays: none.

Attorney Edleston asked if the operation continues without a license, can the Zoning Officer enforce? He also stated that clean up operations should be allowed to continue, however, additional cars should not be taken in. Mayor Mattei authorized the Zoning Officer to send a letter to Mr. Shandor advising him that he is in violation of the Harmony Township Ordinances and operating a junkyard without a current license. Mr. Shandor will need to reapply for the 2004 Junkyard License and satisfy all the conditions of the 2003 resolution 03-36 by May 3, 2004.

Road Sweeping Program

Moved by Burdge, seconded by Postma to award the 2004 Road Sweeping Contract to ABE Paving in the amount of \$4,675. Roll Call: Ayes: Burdge, Postma, Mattei. Nays: none. Noted for the record that this was the only quote received for this program.

Spring Clean Up

Moved by Burdge, seconded by Postma to award the Spring Clean Up Contract to Raritan Valley Disposal per the following quoted items:

1.

(8) 30-CY Open Refuse Containers for Ferrous Materials for Disposal

2.

(20) 30 CY Open Refuse Containers for Non-ferrous Material for Disposal

3.

240 CY Packer Truck per event

25 CY Packer Trucks (yields 10 trucks) \$995.00/day

Total Cost =

\$15,660.00

Roll Call: Ayes: Burdge, Postma, Mattei. Nays: None.

R:04-29 2004 Salary

Moved by Burdge, seconded by Postma to adopt the following resolution:

SUPPLEMENTARY RESOLUTION SPECIFYING 2004 SALARIES AND WAGES FOR TOWNSHIP OFFICIALS AND EMPLOYEES

WHEREAS, the Harmony Township Committee on April 6, 2004 adopted the 2004 Municipal Salary Ordinance; and

WHEREAS, there is a need to supplement said ordinance by specifying the salaries and wages of the various municipal officials and employees;

NOW, THEREFORE BE IT RESOLVED by the Harmony Township Committee that the 2004 municipal salaries and wages be specified as follows:

Municipal Clerk.....

Tax Assessor.....

Tax Collector.....

Municipal Engineer (Retainer).....

Chief Financial Officer.....

Tax Search Official.....

Assessment Search Official.....

Municipal Attorney (Retainer).....

Township Committee Member - 2 each.....

Mayor.....

Zoning/Code Enforcement Officer.....

Public Officer.....

Land Use Board Secretary.....

Municipal Emergency Management Coordinator.....

Deputy Municipal Emergency Management Coordinator....

9-1-1 Coordinator.....

\$41,806

(\$.25 per mile)

\$14,045.00

(\$.25 per mile)

\$20,897.00

(\$.25 per mile)

\$ 1,000.00

\$20,897.00

\$ 1,040.00

\$ 1,040.00

\$ 500.00

\$ 3,600.00

\$ 3,742.00

\$ 9,262.00

(\$.25 per mile)

\$ 752.00

\$ 10,042.00

\$ 3,443.00

(\$.25 per mile)

\$ 1,923.00

\$ 2,496.00

| | |
|---|------------------------------|
| Deputy Municipal Clerk..... | \$36,234.00 |
| Road Supervisor..... | \$ 24.84 per hour |
| Equipment Operator..... | \$ 19.50 per hour |
| Laborer #1..... | \$ 17.85 per hour |
| Laborer #2..... | \$ 16.60 per hour |
| Part-Time Deputy Municipal Clerk & & & & & & & & & .. | \$ 12.00 per hour |
| Members of the Board of Health..... | \$ 20.00 per meeting |
| Recycling Coordinator..... | \$ 1,171.00 |
| Clean Communities Coordinator..... | \$ 1,171.00 |
| Animal Control Officer..... | \$ 2,000 retainer |
| | \$ 1.00 per dog license plus |
| | \$11.00 per hour while on |
| | official call; |
| | (\$.25 per mile) |
| Groundskeeper..... | \$ 14.00 per hour |

Roll Call: Ayes: Burdge, Postma, Mattei. Nays: none.

O:04-06 Moved by Mattei, seconded by Burdge to introduce the following ordinance:

Ordinance

Amending

Chapter 107

Of the Code

Entitled

Junkyards

AN ORDINANCE AMENDING CHAPTER 107 OF THE
CODE OF THE TOWNSHIP OF HARMONY ENTITLED
JUNKYARDS

Statement of Purpose. The junkyard license requested adoption of
an Ordinance to change the date to April 1 of each year.

BE IT ORDAINED by the Township Committee of the Township of
Harmony, County of Warren and State of New Jersey, that Section 107-9, of the
Township Code of the Township of Harmony is hereby amended as follows:

§ 107-9 Issuance of licenses; term

The Township Committee of the Township of Harmony shall issue all
licenses under this chapter, and they shall be good and valid from April 1 of each year.

Effective Date. This Ordinance shall take effect following final
passage and publication in accordance with law.

NOTICE IS HERBY GIVEN that the following Ordinance was introduced and
passed on the first reading by the Harmony Township Committee at its regular monthly
meeting held on April 6, 2004, which Ordinance shall be given further consideration for
final passage following a public hearing to be conducted thereon at its regular monthly
meeting to be held on May 4, 2004, which shall commence at 7:30 P.M. at the Harmony
Township Municipal Building, 3003 Belvidere Road, Phillipsburg, NJ 08865.

Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

National Moved by Burdge, seconded by Postma to adopt the following Proclamation:

Day Of Prayer

May 6, 2004

Proclamation
Office of the Mayor
National Day Of Prayer
May 6, 2004

WHEREAS, civic prayers and national days of prayer have a long
history in our constitutional republic, dating back to the First Continental Congress
in 1775; and

WHEREAS, the Declaration of Independence, our first statement as
Americans of national purpose and identity, made the laws of Nature and of

Nature s God the foundation of our United States of America and asserted that people have inalienable rights that are God-given; and

WHEREAS, the Supreme Court has affirmed the right of State Legislatures to open their sessions with prayer and the Supreme Court and the United States Congress themselves begin each day with prayer; and

WHEREAS, in 1988, legislation setting aside the first Thursday in May in each year as a National Day of Prayer was passed unanimously by both Houses of Congress and signed by President Ronald Reagan; and

WHEREAS, the National Day of Prayer is an opportunity for Americans of all faiths to join in united prayer to acknowledge our dependence on God, to give thanks for blessing received, to request healing for wound s endured, and to ask God to guide our leaders and bring wholeness to the United States and her citizens; and

WHEREAS, it is fitting and proper to give thanks to God by observing a day of prayer in New Jersey when all may acknowledge our blessings and express gratitude for them, while recognizing the need for strengthening religious and moral values in our State and Nation; and

WHEREAS, this year marks the 53nd Annual National Day of Prayer
With this year s theme One Nation Under God ;

NOW, THEREFORE BE IT RESOLVED that I, Louis G. Mattei, Mayor of the Township of Harmony, in the County of Warren do hereby proclaim May 6, 2004 as A Day of Prayer in the Township of Harmony.

Roll Call: Ayes: Burdge, Postma, Mattei. Nays: none.

Older
Americans
Month

Moved by Burdge, seconded by Postma to adopt the following proclamation:

PROCLAMATION
Office of the Mayor

WHEREAS, it has become a tradition that the Month of May is designed as Older Americans Month and

WHEREAS, the growing population of older adults is making many positive Contributions to our municipality through their many efforts as volunteers and citizens; and

WHEREAS, Louis G. Mattei wishes to honor older adults for their past and Present contributions and encourage them to remain in the mainstream of life as they continue to play a vital role in our society, and particularly in our community;

NOW, THEREFORE, BE IT RESOLVED, that I, Mayor of the Township of Harmony hereby proclaim May 2004 as OLDER AMERICANS MONTH.

Roll Call: Ayes: Burdge, Postma, Mattei. Nays: none.

Warren
County
Farmer s
Fair

Moved by Burdge, seconded by Postma to approve the request for road detours on Strykers Road made by the Warren County Farmer s Fair Association during the week of the 2004 fair.

Roll Call: Ayes: Burdge, Postma, Mattei. Nays: none.

Public
Comment

Jennifer Taffner of Harker s Hollow Court asked the committee if the letter requiring her neighbor to pave his driveway went out. She complained there are heaps of loose gravel on the road that is being washed into her driveway which is chipping it away and asked when the sweeper would be on her road. Ms. Taffner also informed the committee that there are drains on her road that are caving in and need repairs. She is concerned for her family s safety and has contacted an attorney. Road

Supervisor commented that he will have the sweeping program start there and also agreed that the catch basins need repair and the work will get completed as soon as the weather allows.

Karen Buckley asked what the status of the Unified permit was? She stated that there are full trucks coming in and they are operating. She asked if they had a permit. Mayor Mattei commented that product is to be taken out and that a meeting with the DEP is being arranged to discuss their situation. Attorney Edleston noted that a meeting took place with Mayor Mattei, Attorney Edleston and Unified representatives and it was indicated at that time that the plant is full, he was lead to believe the stock is to be removed and no more product is to be bought in. He also noted Unified may not be continuing this operation, another company may be taking it over. Mrs. Buckley asked about the outstanding fines, if the new company will have to satisfy fines before new air permit is issued. She asked if the Township could receive some of the fine money. Attorney Edleston stated the new company has offered a bond or monetary guarantee, that it will be a small operation and they will not be using the dryers. Karen asked what can we as a Township do (environmental commission, committee, etc)? She was told that a meeting with the DEP should be set up right after the Easter holiday and it was recommended that an Environmental Commission Representative attend that meeting. It was noted that the township should have an outline of items to be discussed at this meeting and Karen noted that the Environmental Commission will develop their list of concerns to be addressed. Mayor Mattei stated that the company interested in purchasing this operation is called We Care Organics.

Dave Bruckman asked about the Wildcat site. Attorney Edleston stated Tina Daly keeps changing attorneys and the case keeps getting adjourned. He noted that she should be up this month for violation of probation. Mr. Bruckman asked if the owner of the site is going to get involved. Attorney Edleston noted that it has been taken to the office of administrative law, a deal was made with Rotundi to clean up the site, however, the Department of the Treasury said it couldn t be permitted because Rotundi had outstanding fines. It s now up to the DEP, Treasury Department and Superior Court to settle. Mr. Bruckman also asked about the status of the Merrill Creek Tax Appeal process. Mayor Mattei noted that the township is waiting for an itemization of costs from the attorney and appraisal firm in order for the Township to ask the State Local Finance Board to approve spreading the costs over several years if necessary. Mr. Bruckman asked how much a junk yard license cost. He suggested raising the fees to cover the inspections by the Municipal Engineer. Mr. Bruckman asked how the figures for the Harmony Sand and Gravel bond were determined and if the committee felt this amount was enough. He noted that the Transmix site had a \$150,000 bond in place and he was told that this wouldn t even cover the engineering costs. Engineer Duveneck responded with the calculation on how this figure is developed. Engineer Duveneck explained the reclamation process and he does not feel a lot of engineering work would be required. He noted that Transmix had many more issues than Harmony Sand and Gravel have for reclamation.

Rose Botjer asked about the status of the Transmix site. She stated that things seem to get held up for years without action being taken by the Township Committee.

Jane Nemeth asked if there was a way more money can be assessed for engineering services for reinspection services. She stated that an escrow account should be established along with the application fee.

Groundskeeper Frank McLain asked if the Committee would consider having the dandelions/weeds sprayed on the municipal recreation site.

Jane Nemeth commented that the municipal building parking lot is not well lit and suggested sidewalks be put in front of where the cars park because it is dangerous when cars are backing out of the spots.

Highlands
Initiative

Engineer Duveneck noted that the Township Committee needs to be aware of the text that would force municipalities to restructure master plans to be in compliance with the regional map. He noted as examples that tributaries must have a 300 ft. buffer and the impervious areas that can not be developed. He recommends the Committee review all of this bill s details before they decide to support or oppose it.

Mayor Mattei reported that he has been to meetings and has been involved with phone conferences regarding the Highlands issue. He discussed the Pinelands and how it affected those areas with scenarios. He noted some rules and how they would apply to local planning boards. He has distributed copies of the Highlands Task Force Report and discussion on the map took place. He reported that in one of the meeting he attended they were told that if it is a fiscal impact, we would be reimbursed and that it is separate funding from the Farmland Preservation Program.

Environmental Commission Chairperson Karen Buckley noted that there had been a conference call regarding the Highlands with other local environmental boards.

Discussion Mayor Mattei noted that the Committee is looking for a volunteer to be chairperson for the Community Day Festivities. Mr. Frank McLain volunteered his services for this position.

Mayor Mattei suggested appointing a Jr. Township Committeeperson. It would be a resident of the township at the high school level. He asked Attorney Edleston to follow up on this and create a resolution for this appointment.

Mayor Mattei discussed an Athletic Association Advisory Committee. He stated the Athletic Association has suggested it and he would like feedback. Moved by Mattei, seconded by Burdge to authorize Attorney Edleston draft a resolution to create an Athletic Association Advisory Committee. Roll Call: Ayes: Mattei, Burdge, Postma. Nays: none.

Mayor Mattei discussed the creation of a Township Newsletter. He would like to see it issued biannually from the Municipal Clerk s Office. The Municipal Clerk suggested trying to have the first issue printed in June.

Dates for Community Day and Town Wide Yard Sale were discussed. It was the consensus of the committee to hold Community Day on September 18th, followed by the Town Wide Yard Sale on September 24-25 and the fall clean up will take place on October 1-2.

The Township Website was discussed. Moved by Mattei, seconded by Postma to authorize the Warren County Vo Tech school develop and maintenance our website. Roll Call: Ayes: Mattei, Postma, Burdge. Nays: none.

The Cellular phone for the Township were discussed. It was decided to get demos of the phones and services from Nextel and Verizon to see who can provide the best coverage area. This will be discussed at the May meeting.

The Municipal Clerk reported that there are eight Township Code Books that need to be brought up to date with the inserts. These books have been returned over the years and have not been kept current. The Municipal Clerk requested to authorized General Code Publishers review these books and bring them up to date. The cost per book would be \$137. each. Moved by Postma, seconded by Mattei to authorize the Municipal Clerk to have the Township Code Books brought up to date. Roll Call: Ayes: Postma, Mattei, Burdge. Nays: none.

Committeeman Burdge excused himself from the meeting at 9:30 due to his employment.

R:04-30
Executive
Session
9:40 p.m.-
10:00 p.m.

Moved by Mattei, seconded by Postma to adopt the following resolution:

EXECUTIVE SESSION RESOLUTION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances present exist.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Harmony, County of Warren and State of New Jersey, as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified matter.
2. The general nature of the subject matter to be discussed is as follows:

litigation
3. It is anticipated at this time that the above stated matter will be made public at such time as deemed appropriate.
4. This Resolution shall take effect immediately.

There being no further discussion, the meeting was reopened to the public by Mayor Mattei at 10:00 p.m.

Adjourn: Moved by Mattei, seconded by Postma to adjourn the meeting at 10:05 p.m. Roll Call: Ayes: Mattei, Postma. Nays: None.

Kelley D. Smith, Municipal Clerk